



Code \$ 140 . 119

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF APPEALS

Patents and Mail

BOX AF

(S) Dennis L. Panicall and Rene Bernards

\$ 430 . 117

Serial No.: 07/092,036

Group Art Unit: 153

Filed: September 2, 1987

Examiner: Mays

For: RECOMBINANT POX VIRUS FOR IMMUNIZATION  
AGAINST TUMOR-ASSOCIATED ANTIGENS

RECEIVED

JUL 06 1990

RECEIVED GROUP 180

JUL 12 1990

RECEIVED GROUP 180

JUL 12 1990

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being  
deposited with the United States Postal Service as First  
Class Mail in an envelope addressed to Honorable  
Commissioner of Patents and Trademarks, Washington,  
D.C. 20231 on 7-2-90.

Hamilton, Brook, Smith & Reynolds

The Honorable Commissioner of  
Patents and Trademarks  
Box AF  
Washington, D.C. 20231

Joyce A. Kains  
Signature

7-2-90  
Date

Sir:

Applicant hereby appeals to the Board of Appeals from the decision  
dated January 2, 1990 of the Primary Examiner finally  
rejecting claims 1-23, 27, 29-35. The item(s) checked below  
are appropriate:

1. ☐ An extension of time to respond to the Final Rejection  
was obtained on \_\_\_\_\_ for \_\_\_\_\_ month(s)  
with payment of a \$ \_\_\_\_\_ fee.
  - a. ☐ Applicant hereby petitions for an additional  
\_\_\_\_\_ month extension of time to respond to  
the Final Rejection. The extension fee in the  
amount of \$ \_\_\_\_\_ is enclosed in payment  
thereof.
2. ☒ Applicant hereby petitions for a 3 month extension of  
time to respond to the Final Rejection. The extension fee in  
the amount of \$ 430.00 is enclosed in payment thereof.
3. ☐ An Oral Hearing before the Board of Appeals is respectfully  
requested. The Hearing fee in the amount of \$ \_\_\_\_\_ is  
enclosed in payment thereof.

~~140 RP 07/06/90 07092036~~  
140 RP 07/06/90 07092036

140 RP 07/06/90 07092036

~~1 119~~  
1 119

~~140.00 CK~~  
140.00 CK

1 117

430.00 CK

RECEIVED GROUP 180

JUL 12 1990

4. ☒ The Appeal fee in the amount of \$ 140.00 is enclosed.
5. ☒ A check in the total amount of \$ 570.00 is enclosed to cover the above fees. Please charge Attorney's Deposit Account No. 08-0380 for any additional amounts which may be due in this matter. Two additional copies of this Notice of Appeal are enclosed for that purpose.

Any extensions of time which are required to maintain this application in a pending status are hereby requested. The Commissioner is hereby authorized to charge such extension fees to Deposit Account No. 08-0380.

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

*Patricia Granahan* 32,227  
for

Giulio A. DeConti, Jr.

Applicant's Attorney

Registration No. 31,503

Telephone: (617) 861-6240

Dated July 2, 1990

Lexington, Massachusetts 02173